IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR.

O R D E R

Deva Ram. Versus Smt. Manju & Anr.

S.B. Criminal Misc. Petition No. 9/2002
against the order dT. 18-12-2001 passed
by the Chief Judicial Magistrate, Pali, in
Criminal Misc. Case No. 359/2000.

...

Date of Order: August 28, 2006

PRESENT

HON'BLE MR. JUSTICE H.R. PANWAR

None present for the parties.

BY THE COURT:

No one appears for the parties.

By the instant criminal miscellaneous petition under Section 482 of the Code of Criminal Procedure, 1973 (for short, "the Code" hereinafter), the petitioner has challenged the order dated 18-12-2001 passed by the Chief Judicial Magistrate, Pali (for short, "the trial Court" hereinafter) in Criminal Misc. Case No. 359/2000, whereby the objections raised by the petitioner against the order dated 28-5-2001 were rejected.

I have carefully gone through the order impugned.

The order dated 28-5-2001 came to be challenged by the petitioner by way of filing S.B. Criminal Misc. Petition No.

313/2001. In that petition, by the interim order dated 15-6-2001, the petitioner was directed to pay a sum of Rs.15,000/- to the non-petitioner No.1 and by another interim order dated 7-8-2001, the trial Court directed the petitioner to pay the arrears of monthly maintenance allowance in the monthly instalments of Rs.1000/- each and also to pay the monthly allowance of maintenance. S.B. Criminal Miscellaneous Petition No. 313/2001 has been dismissed today. In the circumstances, therefore, no case for interference in the impugned order dated 18-12-2001 passed by the trial Court is made out.

Consequently, the criminal miscellaneous petition is dismissed. The stay petition also stands dismissed.

(H.R. PANWAR), J.

mcs